

**PATENT APPLICATION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Ercan KURUOGLU et al.

**Mail Stop Petition**

Application No.: 09/982,024

Examiner: C. PAULA

Filed: October 19, 2001

Docket No.: 110915

For: METHOD AND APPARATUS FOR GENERATING A SUMMARY FROM A  
DOCUMENT IMAGE

**PETITION UNDER 37 CFR §1.137(b) TO REVIVE APPLICATION ABANDONED  
BECAUSE OF UNINTENTIONAL DELAY**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In reply to the March 24, 2008 decision of the Patent Office dismissing the December 7, 2007 Petition to Withdraw Abandonment of this application, Appellants respectfully request revival of the application for the reasons discussed below.

Pursuant to 37 CFR §1.137(b)(1), the reply required by the outstanding Office Action (an Appeal Brief) was previously filed on December 7, 2007. Thus, the Appeal Brief is not attached to this petition.

Pursuant to 37 CFR §1.137(b)(2), the fee of \$1540 is being paid electronically with this filing. The Commissioner is hereby authorized to charge any fee (or credit any overpayment) associated with this communication to Deposit Account No. 15-0461.

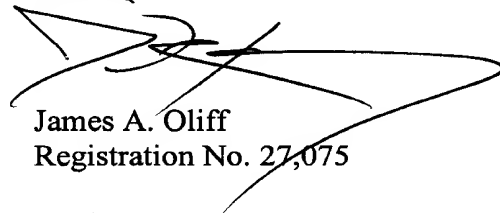
Pursuant to 37 CFR §1.137(b)(3), it is hereby stated that the entire delay in filing an Appeal Brief, from the due date for the Appeal Brief until the filing of a grantable petition pursuant to §1.137(b), was unintentional. Specifically, Appellants promptly made good faith

efforts to comply with the Notices of Non-compliant Appeal Brief issued on June 29, 2007 (Notice I) and October 18, 2007 (Notice II), and the Notice of Abandonment issued November 28, 2007 (Notice III). The promptness in responding to the Notices is evidenced by the fact that revised Appeal Briefs were filed on July 11, 2007, October 23, 2007, and December 7, 2007, respectively, in response to the Notices. The Notices asserted that the "Summary of Claimed Subject Matter" section of the Appeal Brief did not comply with 37 CFR §41.37(c). Each successive revised Appeal Brief strived to correct the alleged deficiencies indicated by the Patent Office, as evidenced by the continuously revised "Summary of Claimed Subject Matter" section of the revised Appeal Briefs. The efforts to fully comply with 37 CFR §41.37(c) also included contacting by telephone Ms. Lynne Browne, Appeals Specialist of Art Unit 2100, in an attempt to ascertain the exact deficiencies asserted by the Patent Office to exist in each Appeal Brief. After each Notice, upon which Appellants received further guidance in complying with 37 CFR §41.37(c), Appellants believed that they had fully complied with the structure, format and substance for an Appeal Brief, and that they had fully and timely responded to the Notices. Further, Appellants note that more than three months passed from the time the first revised Appeal Brief was filed (July 11, 2007) to when Notice II was issued (October 18, 2007), which time counted against the statutory period for reply. Accordingly, the entire delay in filing an Appeal Brief, from the due date for the Appeal Brief until the filing of a grantable petition pursuant to §1.137(b), was unintentional.

Pursuant to 37 CFR §1.137(b)(4), no Terminal Disclaimer and associated fee are submitted with this petition because this application was not filed before June 8, 1995, as discussed in 37 CFR §1.137(d).

Should any questions arise regarding this matter, all inquiries may be directed to Appellants' undersigned representative at the telephone number set forth below.

Respectfully submitted,



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JAO:DRK/sxl

Date: March 31, 2008

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<p><b>DEPOSIT ACCOUNT USE AUTHORIZATION</b> Please grant any extension necessary for entry; Charge any fee due to our Deposit Account No. 15-0461</p>
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